

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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TRACY HØEG, M.D., Ph.D.; RAM
DURISETI, M.D., Ph.D.; AARON
KHERIATY, M.D.; PETE
MAZOLEWSKI, M.D.; and AZADEH
KHATIBI, M.D., M.S., M.P.H.,

Plaintiffs,

v.

GAVIN NEWSOM, Governor of the
State of California, in his
official capacity; KRISTINA
LAWSON, President of the
Medical Board of California, in
her official capacity; RANDY
HAWKINS, M.D., Vice President
of the Medical Board of
California, in his official
capacity; LAURIE ROSE LUBIANO,
Secretary of the Medical Board
of California, in her official
capacity; MICHELLE ANNE BHOLAT,
M.D., M.P.H., DAVID E. RYU,
RYAN BROOKS, JAMES M. HEALZER,
M.D., ASIF MAHMOOD, M.D.,
NICOLE A. JEONG, RICHARD E.
THORP, M.D., VELING TSAI, M.D.,
and ESERICK WATKINS, members of
the Medical Board of
California, in their official
capacities; and ROB BONTA,
Attorney General of California,

No. 2:22-cv-01980 WBS AC

ORDER

in his official capacity;
Defendants.

LETRINH HOANG, D.O.; PHYSICIANS
FOR INFORMED CONSENT, a not-for
profit organization; and
CHILDREN'S HEALTH DEFENSE,
CALIFORNIA CHAPTER, a
California Nonprofit
Corporation;

Plaintiffs,

v.

ROB BONTA, in his official
capacity as Attorney General of
California; and ERIKA CALDERON,
in her official capacity as
Executive Officer of the
Osteopathic Medical Board of
California;

Defendants.

No. 2:22-cv-02147 WBS AC

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After reviewing the joint status reports filed by the parties in response to the court's order dated December 21, 2023, the court modifies the motion briefing schedule as follows.

Defendants' motions to dismiss shall be filed on or before **January 29, 2024**. The motions shall be noticed for hearing on **April 1, 2024 at 1:30 p.m.** Plaintiffs' oppositions shall be filed on or before **February 29, 2024**. Defendants' replies shall be filed on or before **March 15, 2024**.


The court will not consider any motions for summary judgment prior to disposing of defendants' motions to dismiss. Should the motions to dismiss be denied, within fourteen days of the court's order denying the motions, the parties shall submit a

1 joint status report concerning a briefing schedule for summary
2 judgment motions.

3 The hearing on the Høeg plaintiffs' motion for summary
4 judgment (case 2:22-cv-01980 WBS AC) set for January 8, 2024 is
5 hereby VACATED.

6 IT IS SO ORDERED.

7 Dated: January 2, 2024


8 **WILLIAM B. SHUBB**
9 **UNITED STATES DISTRICT JUDGE**